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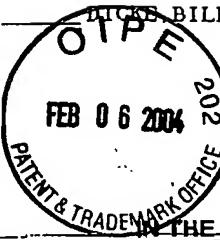
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## PATENT APPLICATION

ATTORNEY DOCKET NO. 10002305-4

EV310987895US

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REQUEST FOR A CONTINUING APPLICATION UNDER 37 CFR 1.53(b)

Sir:

This is a request for filing a continuing application under 37 CFR 1.53(b) a  
 continuation application of:  
 divisional application of:

Pending Prior ApplicationApplication No. 09/710,161 filed Nov. 8, 2000Title SWALLOWABLE DATA RECORDER CAPSULE MEDICAL DEVICEName of applicant(s) Daniel R. MarshallCopy of Application

- Enclosed is a copy of the prior application, including the drawings.  
 Enclosed is a new specification, including new drawings.

02/09/2004 AWONDAF1 00000080 082025 10663427

Oath or Declaration 01 FC:1801 770.00 DA

- Enclosed is a copy of the prior Declaration (37 CFR 1.63(d)).  
 Enclosed is a newly executed Declaration (original or copy).

Foreign Priority - 35 USC 119

- Foreign priority under 35 U.S.C. 119 has been claimed in prior Application No. \_\_\_\_\_  
 filed on \_\_\_\_\_ in \_\_\_\_\_
- The certified copy has been filed in prior Application No. \_\_\_\_\_  
 filed \_\_\_\_\_
- A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

Relate Back - 35 USC 120

- Amend the specification after the title by inserting the following heading:

--Cross Reference To Related Application(s)-- 02/09/2004 AWONDAF1 00000080 082025 09710161

and add the paragraph:

--This is a ( ) continuation  divisional 01 FC:1801 770.00 DA  
 of copending application number 09/710,161 filed on Nov. 8, 2000,  
 which is hereby incorporated by reference herein.

**CONTINUING APPLICATION UNDER 37 CFR 1.53(b)**  
(continued)ATTORNEY DOCKET NO. 10002305-3Inventorship Statement

- Delete the following named individuals as inventors in this application in accordance with 37 CFR 1.53(b) as a result of a change in the claimed subject matter:

Appointment of Associate Attorney

- Recognize as Associate Attorney or Agent \_\_\_\_\_

Registration No. \_\_\_\_\_

( ) authorization is hereby granted by signature below of the Attorney or Agent of record

( ) the Associate Attorney or Agent may not have the authority to appoint other Attorneys or Agents  
Communications

- (X) Address all future communications to:

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

Direct telephone calls to:

Philip S. Lyren, Esq.  
(281) 518-8236

Other Amendments

- (X) Before calculating the filing fee, amend the prior application as follows:

(X) Cancel the following claims 1-22 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes).

- (X) Enter the enclosed Preliminary Amendment.

Fee Calculation

- (X) The filing fee is calculated below for (X) Utility    ( ) Design

CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY				
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TOTAL CLAIMS	20 — 20	0	X \$18	\$ 0
INDEPENDENT CLAIMS	2 — 3	0	X \$84	\$ 0
ANY MULTIPLE DEPENDENT CLAIMS	0		\$280	\$ 0
BASIC FEE: Design (\$330.00); Utility (\$750.00)				\$ 750
TOTAL FILING FEE				\$ 750
TOTAL CHARGES TO DEPOSIT ACCOUNT				\$ 750

Charge \$ 750 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally, please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Daniel R. Marshall

By Steven E. Dicke  
 Steven E. Dicke  
 Attorney/Agent for Applicant(s)  
 Reg. No. 38,431

Date: Sept. 16, 2003

Telephone No.: (612) 573-2002

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